Case 06-<u>10</u>725-gwz Doc 3399 Entered 04/10/07 09:59:47 Page 1 of 3



DIAMOND MCCARTHY LLP

Allan B. Diamond, TX State Bar No. 05801800

Special Litigation Counsel for USACM Liquidating Trust

Email: adiamond@diamondmccarthy.com

Email: emadden@diamondmccarthy.com

Eric D. Madden, TX State Bar No. 24013079

909 Fannin, Suite 1500

Houston, Texas 77010

Telephone (713) 333-5100

Facsimile (713) 333-5199

Entered on Docket April 10, 2007 King.

Hon. Linda B. Riegle United States Bankruptcy Judge

5

1

2

3

4

6

7

8

10

11

12

13

14

15

16 17

18

19 20

_ _

21

22

2324

25

26

LEWIS AND ROCA LLP

3993 Howard Hughes Parkway, Suite 600 Las Vegas, NV 89169-5996 Telephone (702) 949-8320 Facsimile (702) 949-8321

Susan M. Freeman, AZ State Bar No. 004199 Email: sfreeman@lrlaw.com Rob Charles, NV State Bar No. 006593 Email: rcharles@lrlaw.com

Counsel for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Affects:

☑ All Debtors

☐ USA Commercial Mortgage Company

☐ USA Capital Realty Advisors, LLC

☐ USA Capital Diversified Trust Deed Fund, LLC

☐ USA Capital First Trust Deed Fund, LLC

☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR

Case No. BK-S-06-10726-LBR

Case No. BK-S-06-10727-LBR Case No. BK-S-06-10728-LBR

Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

ORDER REQUIRING BANK OF THE WEST TO PRODUCE A CUSTODIAN OF DOCUMENTS AND A CORPORATE REPRESENTATIVE FOR EXAMINATION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004

[No hearing required]

The USACM Liquidating Trust (the "Trust") having filed a Motion for Order

Requiring Bank of the West to Produce A Custodian of Documents and A Corporate

Prepared by:

Representative for Examination Pursuant to Federal Rule of Bankruptcy Procedure 2004 (the "Motion"), the Motion having been submitted to this Court, and good cause appearing,

IT IS HEREBY ORDERED that Bank of the West ("BofW") (1) produce a custodian of documents for examination at the law offices of Lewis and Roca, LLP, 3993 Howard Hughes Parkway, Suite 600, Las Vegas, Nevada 89169 beginning at 10:00 a.m. prevailing Pacific Time on a business day no later than April 30, 2007, or at such other mutually agreeable location, date, and time, and continuing from day to day thereafter until completed; and (2) designate a corporate representative to appear for examination at the law offices of Lewis and Roca, LLP, 3993 Howard Hughes Parkway, Suite 600, Las Vegas, Nevada 89169 beginning at 10:00 a.m. prevailing Pacific Time on a business day no later than May 30, 2007, or at such other mutually agreeable location, date, and time, and continuing from day to day thereafter until completed.

DIAMOND MCCARTHY LLP LEWIS AND ROCA LLP

1		
2		D //D I Cl I
3	By: <u>/s/ Eric D. Madden</u> Allan B. Diamond, TX 05801800 (pro hac vice)	By: <u>/s/ Rob Charles</u> Susan M. Freeman, AZ 4199 (pro hac vice)
4	William T. Reid, IV, TX 00788817 (pro hac vice) Eric D. Madden, TX 24013079 (pro hac vice)	Rob Charles, NV 6593 3993 Howard Hughes Parkway, Suite 600
5	Erin E. Jones, TX 24032478 (pro hac vice) 909 Fannin, Suite 1500	Las Vegas, Nevada 89169-5996 (702) 949-8321 (telephone)
6	Houston, Texas 77010	(702) 949-8320 (facsimile)
7	(713) 333-5100 (telephone) (713) 333-5199 (facsimile)	Counsel for USACM Liquidating Trust
8	Special Counsel for USACM Liquidating Trust	commenter extrem ziquiming trust
9		
10		
11	###	
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		